

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 462 final

Brussels, 16 July 1982

Proposal for a

COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2852/81 derogating from Regulation (EEC) No 343/79 in respect of general rules relating to the distillation of table wines decided upon in accordance with Article 12a of Regulation (EEC) No 337/79

(submitted to the Council by the Commission)

COM(82) 462 final

COM 4162

EXPLANATORY MEMORANDUM

This Regulation extends to the forthcoming marketing year the rules on distillation under special price support arrangements applicable to the present marketing year. This is being done pending the adoption of definitive general rules on distillation.

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(EEC) No 337/79

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine (1), as last amended by Regulation (EEC) No 3577/81 (2), and in particular Article 12a (4) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 2852/81 (3) introduced, by way of derogation from Council Regulation (EEC) No 343/79 (4), as last amended by Regulation (EEC) No (5), special rules for the implementation of the distillation operations reserved for holders of long-term storage contracts concluded during the 1980/81 wine year; whereas experience of applying that Regulation indicates that pending the adoption of new general rules by the Council its provisions should be extended to cover a further wine year subject only to a change in the rules applying to contracts to take account of certain administrative difficulties raised by their application,

(1) OJ No L 54, 5. 3.1979, p. 1

(2) OJ No L 357, 15.12.1981, p. 1

(3) OJ No L 280, 2.10.1981, p. 2

(4) OJ No L 54, 5. 3.1979, p. 64

(5) OJ No L

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2852/81 is amended as follows:

1. Article 1 is replaced by the following :

"Article 1

For distillation decided on in accordance with Article 12a of Regulation (EEC) No 337/79 in the context of the measures reserved for holders of long-term storage contracts concluded during the 1980/81 and 1981/82 wine-growing years and by way of derogation from Regulation (EEC) No 343/79 the provisions applicable shall be those laid down in this Regulation."

2. Article 2(2)(b) is replaced by the following:

"(b) the obligation for the distiller to pay for the wine at least the price referred to in Article 12a(3) of Regulation (EEC) No 337/79, the price being for unpacked goods ex producer's premises."

3. The following Article 2a is inserted:

"Article 2a

The product of the distillation must have an alcoholic strength of 86% vol or more or 85% vol or less."

4. The second subparagraph of Article 3(3) is deleted.

Article 2

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall apply from 16 September 1982.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels

For the Council